

**FEDERAL COMMUNICATIONS COMMISSION**

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WASHINGTON DC 20554**

FEB 27 2009

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Cameron University  
2800 West Gore  
Lawton, OK 73505

In re: Cameron University  
KZCU(FM), Woodward, OK  
Facility ID# 82843  
BPH-20070723ABQ

Dear Applicant:

This letter refers to the above-captioned application filed by Shaffer Communications, Third Coast Joint Venture to modify the broadcast facilities of KZCU(FM).<sup>1</sup> The application proposes to change the community of license from Woodward, Oklahoma to Balko, Oklahoma.<sup>2</sup>

Review of the application revealed that the proposal is in violation of Section 73.3573(g)(1) of the Commission's Rules. Pursuant to this section of the Commission's rules, the applicant must attach an exhibit to its application containing information demonstrating that the proposed community of license change constitutes a preferential arrangement of allotment or assignments under Section 307(b) of the Communications Act of 1934, as amended, (47 U.S.C. 307(b)). The application also does not comply with the local public notice provisions of Sections 73.3580(c)(3), 73.3580(d)(3), and 73.3580(f). Our correspondence to the applicant on November 20, 2007 requested a showing pursuant to Section 307(b) of the Communications Act of 1934, as amended, (47 U.S.C. 307(b)), since at that time the applicant had just provided a statement requesting a new community of license. Our correspondence requested that the applicant provide the required information, along with exhibits demonstrating that the community of license constitutes a preferential arrangement of allotment or assignments under Section 307(b). The application was amended on February 19, 2008, and again the applicant did not comply with the local public notice provisions of Sections 73.3580(c)(3), 73.3580(d)(3), and 73.3580(f). Furthermore, the application's Exhibit 32 merely stated that the station is currently licensed to Woodward, Oklahoma and seeks to change the city of license to Balko, Oklahoma.

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<sup>1</sup> Application was filed by Shaffer Communications, Third Coast Joint Venture, however the licensee is now Cameron University, consummated 12/2/2008.

<sup>2</sup> "Exhibit 23" of the application simply states that KZCU seeks to move from its community of license now served by seven aural services, and that the proposal will provide a new primary service to a community not served which is in the public interest.

Correspondence was sent to the applicant on the day of the February 19, 2008 amendment. This inquiry, very similar to the first correspondence, requested again a 307(b) showing that provides sufficient information regarding the all requirements for the proposed community of license change. However, as of the date of this letter no response to this inquiry has been received from Shaffer Communications, Third Coast Joint Venture nor the new licensee, Cameron University, or any of its representatives. At present, nearly a year has passed since any response to our request for information regarding the applicant's request for a change in its community of license. Consequently, application BPH-20080723ABQ IS DISMISSED for failure to prosecute pursuant to 47 C.F.R. § 73.3566(a)(1).

Sincerely,

A handwritten signature in blue ink, appearing to read "Rodolfo F. Bonacci".

Rodolfo F. Bonacci  
Assistant Chief  
Audio Division  
Media Bureau

cc: Cary Tepper, Esq.